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OFFICE OF PETITIONS

In re Application of :
Shinno, et al. :
Application No.: 09/998,995 :
Filed: October 31, 2001 : **ON PETITION**
Attorney Docket No.: 101188-34 :
For: DATA STORAGE SYSTEM :

This is a decision on the petition under 37 CFR 1.137(b), filed January 20, 2006, to revive the above-identified application.

The petition under 37 CFR 1.137(b) is **granted**.

This application became abandoned for failure to properly reply to the Notice of Drawing Inconsistency with Specification, mailed November 23, 2005, which set a one month non-extendable period for reply. An amendment, filed December 19, 2005, was disapproved on January 6, 2006. Therefore, this application became abandoned on December 24, 2005. The filing of the instant petition precedes the mailing of A Notice of Abandonment.

Petitioners have submitted an amendment under Rule 312, including an amended specification sheet, page 5 and a substitute specification, a proper statement as to the unintentional nature of the delay in responding to the November 23, 2005 Notice, and the petition fee. Therefore, the petition is granted.

After the mailing of this decision, the file will be forwarded to Publications Division.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3230.

E. Shirene Willis
Petitions Attorney
Office of Petitions